



[Home](#) / [Council Documents](#)

191685

Emergency Ordinance

***Amend Intergovernmental Agreement with the Oregon Department of Transportation for the Brentwood-Darlington Safe Routes to School Project (amend Ordinance 189376)**

Passed

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Bureau of Transportation (PBOT) applied to Metro as part of the 2019 - 2021 Regional Flexible Funds program for a federal grant in the amount of \$2,200,000 for design engineering and construction of the Brentwood-Darlington Safe Routes to School Project in 2017; and
2. The Oregon Department of Transportation (ODOT) granted PBOT the amount of \$2,200,000 through an intergovernmental agreement for the design and construction of the Brentwood-Darlington Safe Routes to School Project in 2019; and
3. ODOT amended the intergovernmental agreement in 2020 to reduce the Federal funding for the project to no more than \$2,159,999.40; and
4. This amendment was not brought before City Council for approval due to staff oversight and disruptions caused by the COVID-19 pandemic; and
5. ODOT will now grant PBOT for the design and construction of the Brentwood-Darlington Safe Routes to School Project an additional amount of \$282,483.50 for a new total of \$2,442,482.90; and
6. PBOT will supplement these grant funds with \$2,200,000 in American Rescue Plan (ARPA) funds and an additional \$3,150,000 from the Transportation System Development Charge fund. The total project cost is \$7,792,483.90.

Introduced by

[Commissioner Mingus Mapps](#)

Bureau

[Transportation](#)

Contact

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Project Manager

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📞 [971-469-3644](tel:971-469-3644)

Requested Agenda Type

Consent

Date and Time Information

Requested Council Date

April 17, 2024

7. The project number is T00719. The grant number is TR000279.


NOW, THEREFORE, the Council directs:

- A. The Commissioner-in-Charge is hereby authorized to execute Amendment Number 1 to the intergovernmental agreement attached as Exhibit A.
- B. The Commissioner-in-Charge is hereby authorized to execute Amendment Number 2 to the intergovernmental agreement and to accept on behalf of the City of Portland a grant from the Oregon Department of Transportation for the Brentwood-Darlington Safe Routes to School Project in the increased amount of \$282,483.50 or total amount of \$2,442,482.90 in a form similar to the contract attached as Exhibit B. Any additional increases to the Grant Amount must be approved by the City Council.

Section 2. The Council declares that an emergency exists because a delay would unnecessarily delay the City's ability to perform the activities authorized by the grant; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Documents and Exhibits

 [Exhibit A](https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-a-brentwood-darlington-amendment-1.pdf) 584.73 KB
(<https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-a-brentwood-darlington-amendment-1.pdf>)

 [Exhibit B](https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-b-brentwood-darlington-amendment-2.pdf) 168.98 KB
(<https://www.portland.gov/sites/default/files/council-documents/2024/exhibit-b-brentwood-darlington-amendment-2.pdf>)

An ordinance when passed by the Council shall be signed by the Auditor. It shall be carefully filed and preserved in the custody of the Auditor (City Charter Chapter 2 Article 1 Section 2-122)

Passed by Council
April 17, 2024

Auditor of the City of Portland
Simone Rede

Impact Statement

Purpose of Proposed Legislation and Background Information

- To amend a federal grant and accept additional funds for construction of the Brentwood-Darlington Safe Routes to School project.
- Additionally, retroactively approve execution of Amendment 1 in order to sign this current Amendment 2.
- The project has been in design since 2020.
- The project number is T00719 and the grant number is TR000279.
- The project is now actively in construction as of February 2024

Financial and Budgetary Impacts

- Increases federal funding for the project.
- This increase was assumed in PBOT's FY24-25 capital improvement program.

Community Impacts and Community Involvement

- The neighborhood is generally supportive of the project.
- We are working closely with any impacted residents during construction to mitigate issues and ensure a successful project.

100% Renewable Goal

N/A

Agenda Items

312 Consent Agenda in [April 17-18, 2024 Council Agenda](https://www.portland.gov/council/agenda/2024/4/17)
(<https://www.portland.gov/council/agenda/2024/4/17>)

Passed

Commissioner Dan Ryan Yea

Commissioner Rene Gonzalez Yea

Commissioner Mingus Mapps Yea

Commissioner Carmen Rubio Yea

Mayor Ted Wheeler Yea